IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

CIVIL APPLICATION NO.4676 OF 2005

IN

FIRST APPEAL NO. 997 OF 2003

Pradeep M. Parelkar & Ors.. ... Applicants.

Versus

Kiran Ramrao Parelkar & Anr.... ... Respondents.

Mrs.Nutan Moily for the Applicants.

Mr.Kapil Shetye with Mr. Y.K.Tiwari for the Respondents.

CORAM : ANOOP V. MOHTA, J.

DATED : 13TH DECEMBER, 2005.

P. C.:

Heard. Considering the averments made in paragraph 7 of the application, a reasonable ground is made out by the applicants to restore the appeal which was dismissed for want of office objection. Application is, therefore, granted in terms of prayer

clauses (a) and (b).

2. In the result, the first appeal is restored along with the interim order of status quo passed in the matter. This is, however, subject to a condition of payment of Rs.1,000/- within one week to the respondents. Appellants to remove office objections within two weeks from today.

3. This civil application is, accordingly, disposed of.

Sd/-

(ANOOP V. MOHTA, J.)